

**Duane Morris**

DUANE MORRIS LLP  
ONE LIBERTY PLACE  
PHILADELPHIA, PA 19103-7396  
PHONE: 215.979.1000  
FAX: 215.979.1020

RECEIVED  
CENTRAL FAX CENTER

NOV 16 2004

**FACSIMILE TRANSMITTAL SHEET**

**TO:** Examiner Le V. Nguyen  
Group Art Unit: 2174  
Serial No.: 09/772,493  
Attorney Docket No.: D6570-00003  
In re: David W. Duemler

**FIRM/COMPANY:** U.S. Patent and Trademark Office

**FACSIMILE NUMBER:** 703-872-9306

**CONFIRMATION  
TELEPHONE:** 703-305-7601

**FROM:** Joseph A. Powers

**DIRECT DIAL:** 215.979.1842

**DATE:** November 16, 2004

**USER NUMBER:** 1983

**FILE NUMBER:** D6570-00003

**TOTAL # OF PAGES:** 27  
(INCLUDING COVERSHEET)

**MESSAGE:** **RESPONSE TO OFFICE ACTION DATED SEPTEMBER 9, 2004.**

NOTE: Original will NOT follow.

CONFIDENTIALITY NOTICE

THIS FACSIMILE TRANSMISSION IS PRIVILEGED AND CONFIDENTIAL AND IS INTENDED ONLY FOR THE REVIEW OF THE PARTY TO WHOM IT IS ADDRESSED. IF YOU HAVE RECEIVED THIS TRANSMISSION IN ERROR, PLEASE IMMEDIATELY TELEPHONE THE SENDER ABOVE TO ARRANGE FOR ITS RETURN, AND IT SHALL NOT CONSTITUTE WAIVER OF THE ATTORNEY-CLIENT PRIVILEGE.

If there is a problem with this transmission, please call us as soon as possible at 215.979.1021.

PH1\1198744.1

RECEIVED  
CENTRAL FAX CENTER

002

NOV 16 2004

PATENT

ATTORNEY DOCKET NO.: D6570-00003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: David W. Duemler

Examiner: Le V. Nguyen

Serial No.: 09/772,493

Group Art Unit: 2174

Filed: January 30, 2001

Confirmation No.: 1363

For: PROGRAMMABLE LOGIC CONTROLLER PROGRAMMING SYSTEM

CERTIFICATION UNDER 37 CFR § 1.8

I hereby certify that this correspondence and the documents referred to as attached therein are being sent via facsimile transmission to 703-872-9306 under 37 C.F.R. § 1.8.

November 16, 2004  
Date

Joseph A. Powers  
JOSEPH A. POWERS, Registration No. 47,006

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

REPLY AND AMENDMENT UNDER 37 C.F.R. § 1.111

Sir:

I. **Introductory Comments**

The following remarks are responsive to the Official Action dated September 9, 2004.  
Reconsideration of the rejection therein is respectfully requested in view of the following arguments.